

Atty Dkt. No.: STAN-186CON
USSN: 10/655,557

REMARKS

In view of the following remarks, the Examiner is respectfully requested to withdraw the rejections and allow Claims 1-2, 4-12 and 14-29; the only claims pending and under examination in this application following entry of the above amendments.

The Examiner is thanked for the indication of allowable subject matter in Claims 3, 5 and 13.

Formal Matters

Claims 1-2, 4-12 and 14-29 are pending after entry of the amendments set forth herein.

Claims 1, 12, 21 and 22 have been amended to address antecedent basis issues highlighted by the Examiner and to incorporate the limitations of allowed Claim 3 into all of the pending claims. In addition, Claims 3 and 13 have been canceled.

As no new matter has been added by the above amendments, the Examiner is respectfully requested to enter the above amendments.

Rejections

Claims 1-21 have been rejected under 35 U.S.C. § 112, second paragraph for a number of issues. With respect to lack of antecedent basis for the phrase "said cold conditions" in Claim 1, this issue is addressed by the above amendment. With respect to lack of antecedent basis for the phrase "said mammal" in Claims 12 and 21, this issue is addressed by the above amendment. Finally, with respect to the asserted lack of antecedent basis for the phrase "said cold conditions" in step (c) of each of Claims 12 and 21, this phrase is believed to have antecedent support in step (a) of each of these claims. Accordingly, it is believed that the rejections of Claims 1-21 under 35 U.S.C. § 112, second paragraph may be withdrawn.

Claims 1, 2, 4, 6-7, 10-12, 14-16, 19-20, 22-25, and 28-29 have been rejected under 35 U.S.C. §102(e) as being anticipated by Borders. Without in any way agreeing with the Patent Office and solely in order to expedite prosecution of the present application, the limitations of

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Claim 3 have been incorporated into all of the pending claims. As such, this rejection may be withdrawn.

Finally, Claims 8, 9, 17, 18, 21 and 27 have been rejected under 35 U.S.C. §103(a) as being obvious over Borders. Without in any way agreeing with the Patent Office and solely in order to expedite prosecution of the present application, the limitations of Claim 3 have been incorporated into all of the pending claims. As such, this rejection may be withdrawn.

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Conclusion

Applicant submits that all of the claims are in condition for allowance, which action is requested. If the Examiner finds that a telephone conference would expedite the prosecution of this application, please telephone the undersigned at the number provided.

The Commissioner is hereby authorized to charge any underpayment of fees associated with this communication, including any necessary fees for extensions of time, or credit any overpayment to Deposit Account No. 50-0815, order number STAN-186CON.

Respectfully submitted,
BOZICEVIC, FIELD & FRANCIS LLP

Date: April 20, 2005

By: 

Bret Field
Registration No. 37,620

BOZICEVIC, FIELD & FRANCIS LLP
1900 University Avenue, Suite 200
East Palo Alto CA 94303
Telephone: (650) 327-3400
Facsimile: (650) 327-3231

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